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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	10/687,978
		Filing Date	October 20, 2003
		First Named Inventor	Yukitomo YUHARA
		Art Unit	3732
		Examiner Name	R. A. Running
Total Number of Pages in This Submission	3	Attorney Docket Number	371312002200

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return Receipt Postcard
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MORRISON & FOERSTER LLP		
Signature			
Printed name	Barry E. Bretschneider		
Date	February 7, 2006	Reg. No.	28,055



Docket No.: 371312002200
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Yukitomo YUHARA

Application No.: 10/687,978

Confirmation No.: 8658

Filed: October 20, 2003

Art Unit: 3732

For: COSMETIC CONTAINER

Examiner: R. A. Running

RESPONSE TO ELECTION REQUIREMENT

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Action dated January 20, 2006, applicant elects to prosecute species I, Figs. 1-3, *without traverse*. Claims 1-3 read on the elected species. Applicant appreciates the indication by the Examiner that claim 1 is generic.

Early action allowing generic claim 1, and thus claims 2-5, is solicited.

In the event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit**

Application No.: 10/687,978

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Docket No.: 371312002200

Account No. 03-1952 referencing 371312002200.

Dated: February 7, 2006

Respectfully submitted,

By 

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